HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 15952 of 2007

Dated 26th July 2007

Between:

Sai Spandana Travels and others.

…Petitioners

and

Govt. of A.P and others.

…Respondents

HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 15952 of 2007

O R D E R:

The petitioner is a Society of Shia Muslims at Darulshifa, Hyderabad. There is a shia wakf, by name Ibadathkhana-e-Hussaini. Petitioner claims to have submitted a representation on 16.06.2007 to the A.P. State Wakf Board, respondent herein, with a prayer to constitute a Managing Committee for the Wakf. It is stated that on account of the absence of a properly constituted managing committee, the Wakf is subjected to mismanagement. The grievance of the petitioner is that no action has been taken by the respondent,

so far.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent.

The Wakf Act prescribes the procedure for appointment of Muthwallis or the Managing Committees, as the case may be, for the wakfs, within the jurisdiction of a Wakf Board. Unless, the wakf is administered by a properly appointed Muthawalli or Committee, the interests of the devotees cannot be properly protected. The petitioner made a representation on 16.06.2007 and it cannot be said that there was undue delay on the part of the respondent. At the same time, an early action would obviate several complications.

Hence, the Writ Petition is disposed of, directing the respondent to consider the representation, dated 16.06.2007, submitted by the petitioner, along with other applications, if any, and pass appropriate orders, within a period of two (2) months from the date of receipt of a copy of this order. There shall be no order as to costs.

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Dt. 26.07.2007 **L.NARASIMHA REDDY, J**

Note: Issue C.C. in three days.

(B/o)

JSU